

FEDERAL ELECTION COMMISSION
999 E Street, N.W.
Washington, D.C. 20463

FIRST GENERAL COUNSEL'S REPORT

RAD REFERRAL: 99NF-05
DATE ACTIVATED: 5/28/99

STAFF MEMBER: J. Michael Lehmann
Cynthia M. Nixon

SOURCE: INTERNALLY GENERATED

RESPONDENTS: D.C. Republican Committee Federal Campaign Committee, and
Roger Moffatt, as treasurer

RELEVANT STATUTES: 2 U.S.C. § 434 (a)(4)(A)(iii) and (i)
11 C.F.R. 104.5(c)(1)(iii)

INTERNAL REPORTS CHECKED: Disclosure Reports
Referral Material

FEDERAL AGENCIES CHECKED: None

I. GENERATION OF MATTER

The Office of General Counsel received a referral from the Reports Analysis Division ("RAD") on April 22, 1999. The basis for the referral is the failure of D.C. Republican Committee Federal Campaign Committee and Roger Moffatt, as treasurer ("Respondents"), to timely file their 1998 Thirty Day Post-General Report.¹

II. FACTUAL AND LEGAL ANALYSIS

Based on the attached Factual and Legal Analysis, *see* Attachment 1, this Office recommends the Commission find reason to believe Respondents violated 2 U.S.C. § 434(a)(4)(A)(iii) and (i).

¹ Respondents filed a combined 1998 Thirty Day Post-General and Year-End Report. Though RAD referred only the Thirty Day Post-General violation, both the Thirty Day Post-General and Year-End Reports were untimely.

III. DISCUSSION OF CONCILIATION AND CIVIL PENALTY

2000-01-01 10:00:00

III. RECOMMENDATIONS


1. Open a MUR.
2. Find reason to believe that D.C. Republican Committee Federal Campaign Committee and Roger Moffatt, as treasurer, violated 2 U.S.C. § 434(a)(4)(A)(i) and (iii) and enter into conciliation prior to a finding of probable cause.
3. Approve the attached Factual and Legal Analysis.
4. Approve the appropriate letter.

Lawrence M. Noble
General Counsel

Date

7/1/99

BY:


Lois G. Lerner
Associate General Counsel

Attachments:

1. Factual and Legal Analysis
2. Proposed Conciliation Agreement